

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MR. AND MRS. CLINT A. STEELE)	
)	
COMPLAINANTS)	
)	
v.)	CASE NO. 96-422
)	
BELLSOUTH TELECOMMUNICATIONS,)	
INC.)	
)	
DEFENDANT)	

O R D E R

On September 5, 1996, Mr. and Mrs. Clint A. Steele ("Complainants") filed a formal complaint against BellSouth Telecommunications, Inc. ("BellSouth") alleging that it refused to provide them Mercer County telephone service because the entrance to their property is located in Anderson County. Complainants' property lies on the county line between Mercer and Anderson counties.

On September 19, 1996, BellSouth filed its answer to the complaint. In its answer, BellSouth states that the issue concerning the proper serving exchange for Complainants' property has been resolved. BellSouth states that the parties now agree that the correct serving exchange, Lawrenceburg, is in Anderson County because the entrance to Complainants' property is located in that county.

Seeking to satisfy the Complaint, BellSouth claims that it has offered to place on Complainants' property, at no cost to them, two telephone poles and an additional 750 feet of aerial facilities. It further states that Complainants have not responded to its offer. BellSouth's answer therefore includes a request that the complaint be dismissed as satisfied.

Because Complainants did not respond to BellSouth's answer, the Commission, on January 9, 1997 entered an Order stating that BellSouth's request, which the Commission treated as a motion, shall be granted if Complainants fail to file, within 10 days of the date of that Order, a response to BellSouth's answer. To date, no such response has been filed.


IT IS THEREFORE ORDERED that:

1. BellSouth's motion is hereby granted.
2. The Complaint of Mr. and Mrs. Clint A. Steele is dismissed as satisfied and this case is hereby closed.

Done at Frankfort, Kentucky, this 4th day of February, 1997.


PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director


Commissioner